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## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ROANOKE DIVISION

JUI BY:	LIA CONDITEY, CLERK DEDUTY CLERK

JAMIE LEE TOWLER,	) Case No. 7:13-cv-00458
Petitioner,	)
	) <u>ORDER</u>
V.	)
	) By: Hon. Michael F. Urbanski
CARL MANIS, Warden,	) United States District Judge
Respondent.	)

For the reasons set forth in the accompanying memorandum opinion, the court hereby **DENIES** Respondent's Motion to Dismiss, Dkt. No. 3. Counsel are directed to contact chambers within five days of the entry of this Memorandum Opinion to schedule a telephone conference in order to discuss the best procedure for addressing the merits of Towler's petition. The Clerk is directed to send a copy of this Order to all counsel of record.

It is **SO ORDERED**.

Entered: September 2, 2014

(a) Michael 7. Urlanski

Michael F. Urbanski

United States District Judge